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5 ALCANTAR indiv and dba LA COSTENITA RESTAURANT
FAMILIAR.

E-FILED - 1/22/09

7 UNITED STATES DISTRICT COURT
8 FOR THE
9 NORTHERN DISTRICT OF CALIFORNIA
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11 KINGVISION PAY-PER-VIEW, LTD.,) CASE NO. C08 02412 RMW PVT
12 Plaintiff,) STIPULATION AND ORDER
13 v.)
14 CELEDONIA ALCANTAR and JOSE) Date: January 23, 2009
15 LUIS ALCANTAR, individually and dba) Time: 10:30 A.M.
LA COSTENITA RESTAURANT) Place: Courtroom 6
16 FAMILIAR,)
17 Defendants.) Judge: Ronald M. White
18 _____)

19 IT IS HEREBY STIPULATED by and between the parties hereto through their respective
20 counsel of record, Rummonds & Mair, attorneys for defendants and The Law Offices of Thomas
21 Riley, PC, attorneys for plaintiff, as follows:

22 WHEREAS defendants' counsel in this matter, James Rummonds, was involved in a
single engine plane crash in Monterey County on November 25, 2008, in which he suffered
23 serious injuries (including but not limited to a broken back); and

24 WHEREAS Mr. Rummonds underwent major surgery as a result of his injuries and is
currently recuperating from his surgery and injuries; and
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1 WHEREAS Mr. Rummonds is expected to make a full recovery from his injuries,
2 however he has been informed by his doctors and surgeons that it will take him between four (4)
3 to six (6) months to do so, and it will be approximately early March, 2009 before he can return to
4 work full time at his law office; and

5 WHEREAS the parties are in agreement that, in light of the foregoing, the interests of
6 justice require that the case-management conference in this matter be continued to the first
7 available court day on or after April 3, 2009;

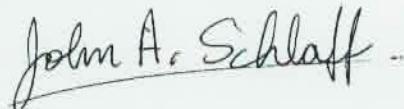
8 WHEREAS the instant Stipulation is submitted in the interests of justice and not for any
9 improper purpose of delay;

10 IT IS THEREFORE STIPULATED AND AGREED AS FOLLOWS:

11 1. The case management conference set in this matter shall be continued to April 3, 2009
12 or the first day thereafter available to the Court.

14 DATED: January 21, 2009

RUMMONDS & MAIR

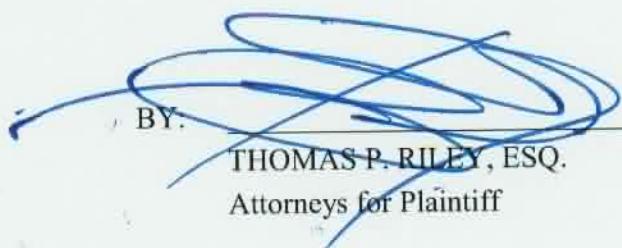


17 BY:

18 JOHN A. SCHLAFF, Attorneys for
19 Defendants CELEDONIA ALCANTAR, JOSE ALCANTAR
20 indiv and dba LA COSTENITA RESTAURANT FAMILIAR

21 DATED: January 21, 2009

LAW OFFICES OF THOMAS P. RILEY, APC


BY:

24 THOMAS P. RILEY, ESQ.
25 Attorneys for Plaintiff

27 THE COURT HAVING READ AND CONSIDERED THE FOREGOING, AND GOOD
28 CAUSE HAVING BEEN SHOWN THEREFOR, HEREBY RULES AS FOLLOWS:

1 THE CASE MANAGEMENT CONFERENCE SCHEDULED IN THE ABOVE-
2 REFERENCED MATTER IS CONTINUED UNTIL April 3, 2009 @ 10:30 a.m.

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4 DATED: January 22, 2009.

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Ronald M. Whyte

9 JUDGE OF THE U.S. DISTRICT COURT

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1 **PROOF OF SERVICE (SERVICE BY FIRST CLASS MAIL)**

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3 I declare that:

4
5 I am employed in the County of Los Angeles, California. I am over the age of eighteen years
6 and not a party to the within cause; my business address is 1114 Fremont Avenue, South Pasadena,
7 California 91030. I am readily familiar with this law firm's practice for collection and processing of
8 correspondence/documents for mail in the ordinary course of business.

9
10 On January 21, 2009, I served:

11 **STIPULATION AND ORDER**

12 On all parties in said cause by enclosing a true copy thereof in a sealed envelope with postage
13 prepaid and following ordinary business practices, said envelope was duly mailed and addressed to:

14
15 James S. Rummonds, Esquire
16 **RUMMONDS & MAIR**
17 311 Bonita Drive
18 Aptos, CA 95003

Attorney for Defendants:
Celedonia Alcantar
Jose Luis Alcantar

19
20 I declare under the penalty of perjury pursuant to the laws of the United States that the
21 foregoing is true and correct, and that this declaration was executed on January 21, 2009, at South
22 Pasadena, California.

23
24 Dated: January 21, 2009

/s/ Sarah Chesshir
SARAH CHESSHIR